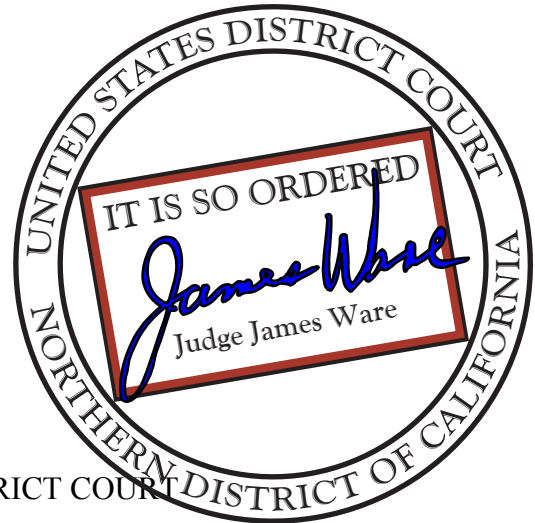


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Attorneys for Defendant
BOSTON SCIENTIFIC CORPORATION



UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN JOSE DIVISION

DONALD MASTERS,

Plaintiff,

v.

BOSTON SCIENTIFIC CORPORATION,
BOSTON SCIENTIFIC CORPORATION 2000
LONG TERM INCENTIVE PLAN and DOES 1-
50,

Defendant.

No. 5:07-cv-03792-JW

STIPULATION AND ~~PROPOSED~~ ORDER REGARDING TRIAL DATES

Courtroom: 8
Judge: Hon. James Ware

WHEREAS, on May 7, 2009, the parties received the Court's Third Revised Final Pretrial Conference Order--Bench Trial;

WHEREAS, the Third Revised Final Pretrial Conference Order--Bench Trial advanced the trial date of this Action by one week to June 11-12, 2009;

WHEREAS, the Third Revised Final Pretrial Conference Order--Bench Trial also stated that in the event any party had a conflict with the new schedule, the parties should meet and confer, and file a stipulation to select alternative dates including either June 9-10 or June 10-11, 2009; and

1 WHEREAS, because of scheduling issue the parties have met and conferred
2 regarding alternative dates and have agreed that the trial set for June 11-12 should be reset to
3 June 10-11;

4 **THEREFORE, IT IS HEREBY STIPULATED AND AGREED by and**
5 **between the attorneys of record of the parties in this action that trial should be reset for**
6 **June 10-11, 2009.**

7 DATED: May 12, 2009

Shopoff & Cavallo LLP

8
9
10 By: _____ /s/
Gregory S. Cavallo
11 Attorneys for Plaintiff
DONALD MASTERS

12 DATED: May 12, 2009

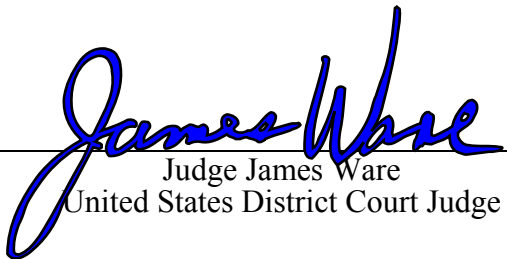
Bingham McCutchen LLP

13
14
15 By: _____ /s/
16 Thomas E. Kuhnle
Attorneys for Defendant
BOSTON SCIENTIFIC CORPORATION

17 **IT IS SO ORDERED:**

18 The parties' proposed findings of fact and conclusions of law, and a joint chronology of the
19 events underlying the litigation remain due on **June 8, 2009.**

20 DATED: May 12, 2009

21
22 
23 Judge James Ware
United States District Court Judge